Summons in a Civil Action (Rev 11/97)

United States District Court

SOUTHERN DISTRICT OF CALIFORNIA

FILED
08 AUG 21 PM 12:33
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY: EC DEPUTY

HANSEN BEVERAGE COMPANY, a Delaware corporation

vs

VITAL PHARMACEUTICAL, INC. aka VPX, a Florida corporation

SUMMONS IN A CIVIL ACTION
Case '08 CV 1545 WQH BLM

TO: (Name and Address of Defendant)

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon PLAINTIFF'S ATTORNEY

Norman L. Smith (SBN 106344)
Edward J. McIntyre (SBN 80402)
Alison L. Pivonka (156977)
Solomon Ward Seidenwurm & Smith, LLP
401 B Street, Suite 1200, San Diego, CA 92101

Telephone: (619) 231-0303
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An answer to the complaint which is herewith served upon you, within TWENTY (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

W. Samuel Hamrick, Jr.
CLERK

AUG 21 2008
DATE

By B. LLOYD, Deputy Clerk

SEAL

Summons in a Civil Action

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AO-440S